

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION**

THIS DOCUMENT RELATES TO:

Connecticut et al. v. Teva Pharmaceuticals USA, Inc. et al.

1199SEIU Nat'l Benefit Fund et al. v. Actavis Holdco U.S., Inc. et al.

American Federation of State, County and Municipal Employees District Council 37 Health & Security Plan et al. v. Mylan Inc. et al.

American Federation of State, County and Municipal Employees District Council 37 Health & Security Plan et al. v. Apotex Corp. et al.

Ahold USA, Inc. et al. v. Actavis Holdco U.S., Inc. et al.

Ahold USA, Inc. et al. v. Mylan Inc. et al.

Ahold USA, Inc. et al. v. Apotex Corp. et al.

**MDL 2724
Case No. 2:16-MD-2724**

HON. CYNTHIA M. Rufe

19-cv-2407

16-CB-27242

16-CM-27242

16-PV-27242

16-CB-27241

16-CM-27241

16-PV-27241

ORDER

AND NOW, this 2nd day of September 2020, upon consideration of the attached stipulation of the parties regarding briefing on the competing proposals for the bellwether schedules, it is hereby **ORDERED** that the stipulation is **APPROVED**. The States and EPPs (collectively), DPPs, and Defendants shall file, no later than September 9, 2020, (1) a brief not to exceed 15 double-spaced pages discussing the competing proposals submitted to the Court on

September 1, 2020, and (2) a brief not to exceed 15 double-spaced pages discussing depositions in the bellwether actions. No response briefs shall be filed.

It is so **ORDERED**.

BY THE COURT:

/s/ **Cynthia M. Rufe**

CYNTHIA M. RUGE, J.

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HON. CYNTHIA M. RUGE

**JOINT STIPULATION AND PROPOSED ORDER TO SET BRIEFING SCHEDULE
AND PAGE LIMITS**

WHEREAS, on July 13, 2020, the Court entered Pretrial Order No. 132 (Bellwether Selection), which ordered the parties to either agree upon a schedule or submit competing schedules for the discovery, motions, and other proceedings to bring to trial on parallel tracks (1)

the Private Plaintiffs' class action complaints as to clobetasol, clomipramine and pravastatin and (2) the State Plaintiffs' Amended Complaint filed May 10, 2019 (the Teva-centric Complaint) by August 12, 2020 (*see* ECF No. 1443);

WHEREAS, on August 11, 2020, the parties jointly moved for a 20-day extension of time until September 1, 2020 to submit an agreed upon schedule or propose competing schedules pursuant to Pretrial Order No. 132 (*see* ECF No. 1480);

WHEREAS, on August 31, 2020, the Court entered an Order extending the time to submit proposed schedules to no later than September 1, 2020 (*see* ECF No. 1495);

WHEREAS, on September 1, 2020, three competing proposed schedules were filed with the Court: (1) joint proposal on behalf of End-Payor Plaintiffs and State Plaintiffs ("EPPs/States"); (2) proposal on behalf of Direct Purchaser Plaintiffs ("DPPs"); and (3) proposal of behalf of Defendants;

WHEREAS, the parties, after meeting and conferring, have agreed, subject to the Court's approval, to simultaneously submit briefing on September 9, 2020, on two issues relating to the competing schedules: (1) the competing proposals themselves, and (2) depositions in the bellwether actions, and have further agreed that each brief may not exceed 15 double-spaced pages and that no responses shall be filed, unless ordered by the Court.

It is hereby STIPULATED AND AGREED, by the undersigned counsel, that the States and EPPs (collectively), DPPs, and Defendants shall file, no later than September 9, 2020, (1) a brief not to exceed 15 double-spaced pages discussing the competing proposals submitted to the Court on September 1, 2020, and (2) a brief not to exceed 15 double-spaced pages discussing depositions in the bellwether actions, and no response briefs shall be filed, unless ordered by the Court.

IT IS SO STIPULATED.

Dated: September 1, 2020

/s/ Roberta D. Liebenberg

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